

**§ 256.8**

**25 CFR Ch. I (4–1–02 Edition)**

Type of assistance	What it provides	Where to find information
Category A—Interim improvements .....	Up to \$2,500 in housing repairs to the house in which you live.	§ 256.8.
Category B—Repairs and renovation .....	Up to \$35,000 in repairs and improvement to your house.	§ 256.9.
Category C—Replacement housing .....	A modest dwelling that meets the criteria in § 256.11.	§ 256.10–11.

**§ 256.8 When do I qualify for Category A assistance?**

You qualify for interim improvement assistance under Category A if it is not cost effective to renovate the dwelling in which you live and if either of the following is true:

(a) Other resources to meet your housing needs exist but are not immediately available; or

(b) You qualify for replacement housing under Category C, but there are no Housing Improvement Program funds available to replace your house.

**§ 256.9 When do I qualify for Category B assistance?**

You qualify for repairs and renovation assistance under Category B if you meet the requirements of this section.

(a) Your servicing housing office must determine that it is cost effective to repair and renovate the house.

(b) You must either:

(1) Own the house; or

(2) Lease the house with:

(i) An undivided leasehold (i.e., you are the only lessee); and

(ii) A leasehold that will last at least 25 years from the date that you receive the assistance.

(c) The servicing housing office must determine that the repairs and improvements will make the house meet applicable building code standards.

(d) You must sign a written agreement stating that, if you sell the house within 5 years of the completion of repairs:

(1) The assistance grant under this part will be voided; and

(2) At the time of settlement, you will repay BIA the full cost of all repairs made under this part.

**§ 256.10 When do I qualify for Category C assistance?**

(a) You qualify for replacement housing assistance under Category C if you meet one of the four sets of requirements in the following table.

You qualify for Category C assistance if	And * * *	And * * *
You own the house in which you are living.	The house cannot be brought up to applicable code standards for \$35,000 or less.	
You lease the house in which you are living.	Your leasehold is undivided and for not less than 25 years at the time that you receive assistance.	The house cannot be brought up to applicable building code standards for \$35,000 or less.
You do not own a house .....	You own land that is suitable for housing	The land has adequate ingress and egress rights.
You do not own a house .....	You have a leasehold on land that is suitable for housing and the leasehold is undivided and for not less than 25 years at the time that you receive assistance.	The land has adequate ingress and egress rights.

(b) If you qualify for assistance under paragraph (a) of this section, you must sign a written agreement stating that, if you sell the house within 10 years of assuming ownership:

(1) The grant under this part will be voided; and

(2) At the time of settlement, you will repay BIA the full cost of the house.

(c) If you sell the house more than 10 years after you assume ownership, the following conditions apply: